

Forest Land- Kolhapur & Sindhudurg

Re-Diversion of 1.0363 ha. forest land under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for laying underground OFC single duct and cable within RoW of existing road, Road passing through forest land at Village Madhyal Tal Kagal, Village Sawarde Khalasa, Parle, Kodali, Tal. Chandgad, Dist. Kolhapur & Village Ghativade, Bambarde, Hewale, Medhe, Kasai, Vajre, up to dist. boundry of Sindhudurg, Tal. Dodamarg, Dist. Sindhudurg, in the State of Maharashtra.

**Government of Maharashtra
Revenue and Forest Department
Government Order No.: FLD-2324/CR.199/F-10
Mantralaya, Mumbai-400 032
Date: 25.09.2024**

Reference:

Additional Principal Chief Conservator of Forests & Nodal Officer, MS, Nagpur
Letter No. Desk-17/FCA-S1/PID-474007/Kolhapur/961/Nagpur, Dt.22.07.2024.

Preamble:-

M/s. Bharat Sanchar Nigam Limited, Pune has submitted a proposal for Re-Diversion of 1.0363 ha. forest land under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for laying underground OFC single duct and cable within RoW of existing road, Road passing through forest land at Village Madhyal Tal Kagal, Village Sawarde Khalasa, Parle, Kodali, Tal. Chandgad, Dist. Kolhapur & Village Ghativade, Bambarde, Hewale, Medhe, Kasai, Vajre, up to dist. boundry of Sindhudurg, Tal. Dodamarg, Dist. Sindhudurg in the State of Maharashtra to the State Forest Department. APCCF & Nodal Officer has submitted this proposal to Government of Maharashtra vide letter under referred above.

Order:-

In exercise of powers under general approval given by MoEF&CC, Govt. of India vide Handbook of FCA Guidelines-2023, Chapter 4 (para-4.2), Government of Maharashtra is pleased to grant '**In-principle**' approval to the Re-Diversion of 1.0363 ha. forest land under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 in favour of M/s. Bharat Sanchar Nigam Limited, Pune for laying underground OFC single duct and cable within RoW of existing road, Road passing through forest land at Village Madhyal Tal Kagal, Village Sawarde Khalasa, Parle, Kodali, Tal. Chandgad, Dist. Kolhapur & Village Ghativade, Bambarde, Hewale, Medhe, Kasai, Vajre, up to dist. boundry of Sindhudurg, Tal. Dodamarg, Dist. Sindhudurg, in the State of Maharashtra.

2. The details of Forest Land proposed for diversion are as under:-

Sr. No.	Item of work / Purpose	Name of Village	Gut No.	Compt. No.	Length x Width (in Mtr.)	Area in Ha.	Legal Status of land
1	Re-diversion of forest land for laying of underground OFC single duct and cable within RoW of existing road, Road passing through forest in Dist. Kolhapur	Madyal	371	683 B	1545 X 0.60	0.0927	RF
2		Sawarde Khalas	192	130	80.80 X 0.60	0.00485	RF
3		Parle	441	46	825 X 0.60	0.0495	RF
4		Kodali P I	122	70, 69	2520 X 0.60	0.1512	RF
5		Kodali P II	122	69	140 X 0.60	0.0084	RF
6		Kodali P III	122	64, A, B, 65, 68, 69	7720 X 0.60	0.4632	RF
Total Forest land required in Kolhapur Division (A)						0.7699	
1	Re-diversion of forest land for laying of underground OFC single duct and cable within RoW of existing road, Road passing through forest in Dist. Sindhudurg	Ghathiwade	11/1	211	925 x 0.60	0.0555	RF
2		Bambarde PI	37/1	-	680 x 0.60	0.0408	Private Forest
3		Bambarde PII	33/1	-	570 x 0.60	0.0342	
4		Bambarde PIII	20/1	208 (pt.)	55 x 0.60	0.0033	R.F.
5		Hewale	71/1A	-	280 x 0.60	0.0168	Private Forest
6		Hewale	66/1	-	3200x 0.60	0.0192	
7		Medhe	48/1	207	55 x 0.60	0.0033	R.F.
8		Kasai PI	170/1	223	315 x 0.60	0.0189	R.F.
9		Kasai PII	152/1	-	520 x 0.60	0.0312	Private Forest
10		Kasai PIII	137/1	-	160 x 0.60	0.0096	
11		Kasai PIV	143/1A	-	45 x 0.60	0.0027	
12		Vazare	164/1	-	515 x 0.60	0.0309	Iden. F
Total Forest land required in Sawantwadi Division (B)					4440 x 0.60	0.2664	
	(A) + (B)					1.0363	

3. **This 'In-principle' approval is issued subject to the following conditions-**

- 1) The legal status of the land shall remain unchanged.
- 2) Deputy Conservator of Forests has certified that proposed forest area is part of Tillari Conservation Reserve, therefore user agency shall obtain wildlife clearance and / or ensure compliance of mitigation measures if required and suggested by the PCCF (Wildlife).
- 3) User Agency shall submit the Record of Rights of proposed land at village-Vazare, Gut No.164/1, along with Stage-I compliance.
- 4) User Agency shall submit NOC of the Forest Rights holders of the proposed Land along with Stage-I compliance and compensate them as per prevalent Acts and Rules in this regard.
- 5) User Agency shall defray the cost of plantation (including ten years maintenance) of 100 trees shall be levied from the User Agency towards Compensatory Afforestation. As far as possible, a mixture of local indigenous species along with 10% RET species of Sindhudurg & Kolhapur District shall be planted and monoculture of any species may be avoided. Details of land proposed for Plantation (Record of Rights & KML File), shall be submitted before Stage-II/Final approval.
- 6) The Optical Fiber Cable Line will be laid within maximum size of the trench of 2 meter depth & 0.6 meter width with cable line under the OFC pipeline.

- 7) If User Agency has not submitted bank guarantee or paid security deposit with concern road authority (NHAI/MSRDC/PWD/ZP), the agency shall submit a bank guarantee at the rate of Rs.50/- per running meter and an undertaking to that effect shall also be submitted. If the agency fails to reclaim the land to the satisfaction of concerned Deputy Conservator of Forests, the cost for reclamation will be covered from the bank guarantee.
- 8) If the cable is going to be laid in the formation width of the road, then additional charges in form of bank guarantee shall be given at the rate of Rs.35/- per running meter. Similarly for reclamation of side drain and for tarred portion, the guarantee will be at the rate of Rs.300/- per meter and Rs.750/- per meter respectively. An undertaking shall be obtained from the User Agency that it has agreed to make good any loss to Forest/ Environment while laying the cable in the forest area and during maintenance of the same in future. For further maintenance of the project, the agency shall obtain permission from the concerned Deputy Conservator of Forests as and when required.
- 9) The forest land shall not be used for any purpose other than specified in the proposal.
- 10) No felling of trees shall be done during the implementation of project.
- 11) No new forest area beyond the Right of Way of existing road should be broken for laying Optical Fiber Cable.
- 12) The User Agency shall pay the cost of Net Present Value, if required in future.
- 13) Underground Optical Fiber Cable can be laid only outside the confines of the Protected Areas.
- 14) No labour camp shall be established on the forest land.
- 15) After completion of the project, User Agency will reclaim the area under RoW suitably.
- 16) The layout plan of the proposal shall not be changed without prior approval of the State Government.
- 17) This sanction is subject to the final clearance by the Department of Information & Technology for the project and concerned road authorities for the project.
- 18) The User Agency shall compensate the private owners of forest land if any, in accordance with the prevalent laws, rules & guidelines.
- 19) The User Agency shall obtain Environmental Clearance as per the provisions of the Environment (Protection) Act, 1986, if applicable.
- 20) All other conditions as may be mandatory under relevant Acts, Rules and Guidelines shall be complied by the User Agency.
- 21) All the conditions stipulated by the Forest Department shall be binding on User Agency.
- 22) The User Agency shall make good of any loss to Forest / Environment.
- 23) In case, the proposed area falls in the RoW of the road passing through National Parks and Wildlife Sanctuaries, prior permission of the State Board for Wildlife

and Chief Wildlife Warden should be obtained as per relevant guidelines in this regard.

24) All necessary approvals required for the project as per the prevailing laws of the land would be obtained by the User Agency.

25) Any breach of the conditions by the User Agency will be treated as violation of the provisions of the Forest (Conservation) Act, 1980.

3. This Government Order is available at the Government of Maharashtra's website www.maharashtra.gov.in with reference No 202409271219358219. This Order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

(Ganesh Jadhao)
Under Secretary to the Government of Maharashtra

Copy to:-

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi.
2. Principal Chief Conservator of Forests (Head of Forest Force), Nagpur.
3. Deputy Director General of Forest (Central), Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
4. Additional Principal Chief Conservator of Forests & Nodal Officer, Nagpur.
5. Principal Chief Conservator of Forests & CEO (Maha-CAMPA), Nagpur.
6. Additional Principal Chief Conservator of Forests (Conservation), Nagpur.
7. Collector, Kolhapur & Sindhudurg.
8. Chief Executive Officer, Zilha Parishad, Kolhapur & Sindhudurg.
9. Chief Conservator of Forests (T), Kolhapur.
10. Deputy Conservator of Forests, Kolhapur & Sawantwadi
11. Divisional Engineer, CNTx West Project BSNL, MHS Bhawan, Pune
12. Select File-F-10.